

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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TAMMY TRIMIKIONIOTIS,

MEMORANDUM AND ORDER

Plaintiff,

CV 06-44

-against-

(Wexler, J.)

SEVERN TRENT SERVICES, INC. and  
RICHARD GARDNER,

Defendants.  
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APPEARANCES:

FRIEDMAN, HARFENIST, LANGER & KRAUT  
BY: STEVEN J. HARFENIST, ESQ.  
Attorneys for Plaintiff  
3000 Marcus Avenue, Suite 2E1  
Lake Success, New York 11042

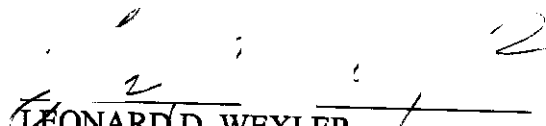
MORGAN, LEWIS & BOCKIUS, LLP  
BY: JONATHAN KRAUSE, ESQ.  
Attorneys for Defendants  
101 Park Avenue  
New York, New York 10178

WEXLER, District Judge

Defendants in the above-captioned employment discrimination action moves for summary judgment pursuant to Rule 56 of the Federal Rules of Civil Procedure. Upon consideration of the papers in support of and in opposition to the motion, this Court finds that genuine issues of material fact exist precluding the entry of summary judgment with respect to plaintiffs' claims. See Fed. R. Civ. P. 56(c) (a party seeking summary judgment must demonstrate that "there is no genuine issue of any material fact and that the moving party is entitled to a judgment as a matter of law."); Celotex Corp. v. Catrett, 477 U.S. 317, 322 (1986);

Donohue v. Windsor Locks Bd. of Fire Comm'rs, 834 F.2d 54, 57 (2d Cir. 1987). Accordingly, defendants' motion for summary judgment is denied. The denial of the motion is without prejudice to renewal at the close of plaintiff's case.

SO ORDERED.

  
LEONARD D. WEXLER  
UNITED STATES DISTRICT JUDGE

Dated: Central Islip, New York  
July 31, 2007